(37)

HIGH COURT OF CHHATTISGARH, BILASPUR

Writ Petition (S) No. 5749 of 2007

PETITIONER		Chamruram Jaiswal Son of Shri Kalharam Jaiswal, aged about 38 years, Resident of Village Kansari, Village Panchayat Darwaja, Janpad Panchayat Lormi, District Bilaspur (C.G.)
		Versus
RESPONDENTS	1	State of Chhattisgarh, Through: The Secretary, Panchayat and Social Welfare Department, D.K.S. Bhawan, Raipur (C.G.)
	2	The Collector, Bilaspur, District Bilaspur (C.G.)
	3	The Mission Director, Rajiv Gandhi Shiksha Mission, Bilaspur, District Bilaspur (C.G.)
	4	The Chief Executive Officer, Janpad Panchayat Lormi, District Bilaspur (C.G.)
	5	The Block Education Officer, Lormi, District Bilaspur (C.G.)
	6	The Gram Panchayat Darwaja, Through: The Sarpanch, Gram Panchayat Darwaja, Janpad Panchayat Lormi, District Bilaspur (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Appearance:

Shri P.P. Sahu and Shri S.P. Sahu, Advocates for the petitioner.

Shri A.S. Kachhawaha, Govt. Advocate for the State on advance copy.

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W.P.(S) No. 5749 of 2007

ORAL ORDER
(01.10.2007)

SUNIL KUMAR SINHA, J.

Heard.

Learned counsel for the petitioner submits that the petitioner was appointed on the post of *Guruji* under Education Guarantee Scheme vide order dated 31.3.99 (Annexure-P/2) and he worked on the said post for reasonably long period but by impugned order dated 20.1.2000 (Annexure-P/1), his appointment was cancelled. It has been mentioned in the impugned order that since the appointment was made contrary to the rule, therefore, it has been cancelled. He further submits that this petition may be disposed of with a liberty to the petitioner to file a detailed representation and with a direction to the concerned authority to decide the representation filed by the petitioner because the order is non-speaking order and it does not show that what was the irregularity in the appointment of the petitioner.

This limited prayer made by the learned counsel for the petitioner is not opposed by the learned counsel for the State.

The same is allowed.

If so advised, the petitioner may file a detailed representation before the concerned authority along with copy of this order and copy of writ petition within a period of 3 weeks from today and if such a representation is filed, the same shall be disposed of by the concerned authority at the earliest by passing a reasoned order.

Sd/-
Sunil Kumar Sinha
Judge

vatti